44-38861-5129

93

4/20/76

SAC, ME

HAROLD WEISBERG V. U. S. DEPT. OF JUSTICE, USDC, D.C., CIVIL ACTION NO. 75-1996
O MARKIN

COP, MEMPHIS, TENN., IS OF OPINION PHOTOS TAKEN AT SCENE OF KING DEATH AND OTHER PERTINENT AREAS SHOULD BE MAINTAINED IN CONFIDENTIAL STATUS AS THEIR PUBLIC DISCLOSURE MIGHT PREJUDICE NEW TRIAL, IF NEW TRIAL GRANTED. SURVEY OF TIME SPENT BY MEMPHIS OFFICE PERSONNEL IN REVIEWING FILES & PREPARING PHOTOS SUBMITTED TO BUREAU SET OUT.

-C-

FD-36 (Rev. 2-14-74)

FBI

Date: 4/20/76

Transmit the following in _____
(Type in plaintext or code)

Via AIRTEL AIR MAIL
(Precedence)

TO: DIRECTOR, FBI (44-38861)

FROM: SAC, MEMPHIS (44-1987-SUB B) (C)

SUBJECT: HAROLD WEISBERG v.
U. S. Department of Justice,
USDC, D.C.
CIVIL ACTION NO. 75-1996

Re Memphis airtel to Bureau dated 4/9/76, and telephone conversation from SA THOMAS L. WISEMAN of FOIPA Section to SA BURL F. JOHNSON of Memphis Field Office 4/20/76.

On 4/20/76, Chief of Police W. O. CRUMBY, Memphis Police Department (MPD), Memphis, Tenn., furnished the following information:

JAMES EARL RAY currently has an appeal before the U. S. Sixth Circuit Court of Appeals, Cincinnati, Ohio, seeking a new trial. Chief CRUMBY feels that should a new trial be granted to RAY some, possibly all, of the photographs taken by personnel of the MPD on 4/5/68 at the scene of MARTIN LUTHER KING's death and other pertinent locations would be utilized in the trial. He believes that making these photographs available for public publication at this time would prejudice any new trial granted JAMES EARL RAY. He is of the opinion these photographs should be maintained in a confidential status. Chief CRUMBY pointed out that all photographs and negatives relating to this case which came into possession of the MPD were taken from the general files of the MPD and placed in a secure vault in order to prevent the disclosure or display of them to unauthorized persons or organizations. Negatives of the 47 photographs are maintained by the MPD and prints of the photographs have been furnished to the State Attorney General's Office, Memphis.

REC-93

EX-101

APR 23 1976

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2 - Bureau
1 - Memphis
BFJ:cjs
(3)

Approved: _____ Special Agent in Charge

Sent _____ M Per _____

SIX

THREE

The following is a survey of time utilized by personnel of the Memphis Office in reviewing files and preparing photographs submitted to Bureau as enclosures to referenced airtel:

1 Special Agent (Grade 13)	-	6 hours
1 Clerk-Stenographer (Grade 5)	-	4 hours
1 - Clerk (Grade 5)	-	1 hour